IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 181 of 2006 (M/B)

1. Shiv Dutt s/o Sri Narottam
2. Ganga Devi w/o Shiv Dutt
   r/o Bhagwanpur Bichhlla, P.S. Haldwani.
3. Smt. Neema w/o Umesh Chandra
   r/o Pawalgarh, P.S. Kaladhungi
4. Smt. Kamla w/o Suresh Chandra Sharma
   r/o Halduchaur, P.S.Haldwani
5. Smt. Deepa w/o Umesh Chandra
6. Umesh Chandra s/o Padama Dutt Pandey
   r/o Beri Parao, Himmatpur, P.S. Haldwani
7. Kailash Chandra s/o Devi Dutt
   r/o Chaurgalia, P.S.Kathgodam,
   All Distt. Nainital ……. Petitioners

Versus

1. State of Uttaranchal,
2. Senior Superintendent of Police, Bageshwar
3. S.H.O., Police Station Kotwali, Bageshwar
4. Nand Kishore s/o Lootabarh, P.S.Ramnagar
   Distt. Nainital …….. Respondents

Petitioners' counsel absent.
Sri D.K. Sharma, Govt. Advocate for respondents 1 to 3.
None for respondent no. 4.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Petitioners' counsel absent.

Sri D.K. Sharma, Govt. Advocate for respondents 1 to 3.

None for respondent no. 4.

2. Sri Sharma, the learned Government Advocate, submits that the writ petition filed by petitioners - Shiv Dutt, Ganga Devi, Smt. Neema, Smt. Kamla, Smt. Deepa, Umesh Chandra and Kailash Chandra seeking quashing of the First Information Report and the case registered against them, now, has become infructuous as the police after the

completion of the investigation has filed charge-sheet against the petitioners before the concerning Court.

3. In this view of the matter, the writ petition is dismissed as infructuous.

4. Consequently, the interim order dated 21.02.2006 stands vacated automatically.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**
14.07.2006 14.07.2006
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